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Journal - Office of Legislative Counsel
Tuesday - 18 July 1972

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15. [redacted] Robert Hull, Department of State, called in followup of my conversation with Knute Malmborg, Assistant Legal Adviser, concerning the age discrimination provision in the minimum wage legislation, S.1861. Hull said they were now convinced that they, too, had a problem and he said they would see what they could do to adopt a position and make it known to Chairman Hampton, Civil Service Commission. I outlined the course of action we intend to follow and gave him the language we would like inserted in the bill. He asked that I send him whatever material I could which may be helpful in formulation of the Department's position.

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16. [redacted] [redacted], in the office of Senator John Sparkman (D., Ala.), called seeking the extension for [redacted] believed to be employed in our Summer Intern Program. After checking with the Office of Personnel, I advised [redacted] had applied for the program, but had never been employed. [redacted] expressed surprise and said she would appreciate receiving further details. I told her that I did not have this information, but that I would have someone call her back.

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[redacted]
[redacted] JOHN M. MAURY
[redacted] legislative Counsel

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cc:
O/DDCI

[redacted]
Mr. Houston
Mr. Thuermer

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[redacted]
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Item 3
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Item 8

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Journal - Office of Legislative Counsel
Monday - 17 July 1972

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25X1 4. [] Jack Sullivan, House Foreign Affairs
Committee staff, called to say that the Committee definitely does want a
STAT transcript made of the Director's 27 July briefing on SALT verification and
25X1 I put him in touch with [] to make the arrangements.

5. [] John Ritch, Senate Foreign Relations Com-
mittee staff, called to say he had recently returned from a trip through
Europe and the Middle East with Senator William Spong investigating illicit
drug traffic. He said they had actually visited Germany, France, Turkey,
Iran and the UK but were interested in the drug situation on a worldwide
basis and would appreciate an Agency briefing in connection with the preparation
of their report. He assured me he has Top Secret clearance. I told him I
would be back in touch with him to set a date for a briefing, possibly Thursday.

25X1 6. [] Major George Kane, Defense Public Affairs,
called on 14 July to advise that a Mr. Chandler, of the Forest Service, had
been in touch with him regarding Robert Reinholt, a reporter for the New York
Times working out of Boston. Reinholt has been in Missoula, Montana, at the
Forest Service Training Research Center following a story line on ARPA/
Forest Service activities relating to Southeast Asia operations. In doing that
story, he has developed a number of other stories which, though not identified
precisely, could relate to his conversation with smokejumpers who have
worked for Air America during the off-season. Major Kane said State
Department has also been advised.

25X1 7. [] Mr. Malmberg, Assistant Legal
Adviser, Department of State, called on 14 July on referral from Mr. Hull
to discuss the age discrimination provision in S.1861 (Fair Labor Standards
Amendments of 1972). Malmberg agreed that the provision did not appear to
be controlled by the terms in the Age Discrimination in Employment Act of
1967 and that it would be well if we could obtain a specific amendment to
preserve existing statutory authority concerning mandatory retirement, but
he explained that the Department had certain problems in this connection. I
suggested that the best approach might be to make our concerns known to
Chairman Hampton, of the Civil Service Commission, with the idea that he
could work out an adjustment in the language with the conferees, and Malmberg
agreed.

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 13 July 1972

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1. [REDACTED] Called Jack Sullivan, House Foreign Affairs Committee staff, confirming the Director's appearance before the Committee at 10:00 a.m. on Thursday, 27 July to testify on SALT verification. It was agreed that the testimony would be in executive session and that if a transcript is made, which Sullivan said the Committee much preferred, custody would be retained by the Agency.

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2. [REDACTED] Called Frank Slatinshek, Chief Counsel, House Armed Services Committee, to confirm the Director's appearance before the full Committee at 10:00 a.m. on Wednesday, 27 July to testify on SALT verification.

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3. [REDACTED] Frank Slatinshek, Chief Counsel, House Armed Services Committee, called to say that Representative William Nichols was particularly interested in the case of an applicant with apparently outstanding qualifications who had been turned down. Slatinshek said he would send over the applicant's name later rather than discuss it on the phone. I said we would be glad to look into the case.

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4. [REDACTED] Spoke with Bob Lockhart, Assistant Counsel, House Post Office and Civil Service Committee, and closed out his inquiry concerning the Agency's retirement age policy (see Journal of 11 July). Lockhart said he had no problem with our policy but advised that the Committee had routinely referred the matter to the Civil Service Commission.

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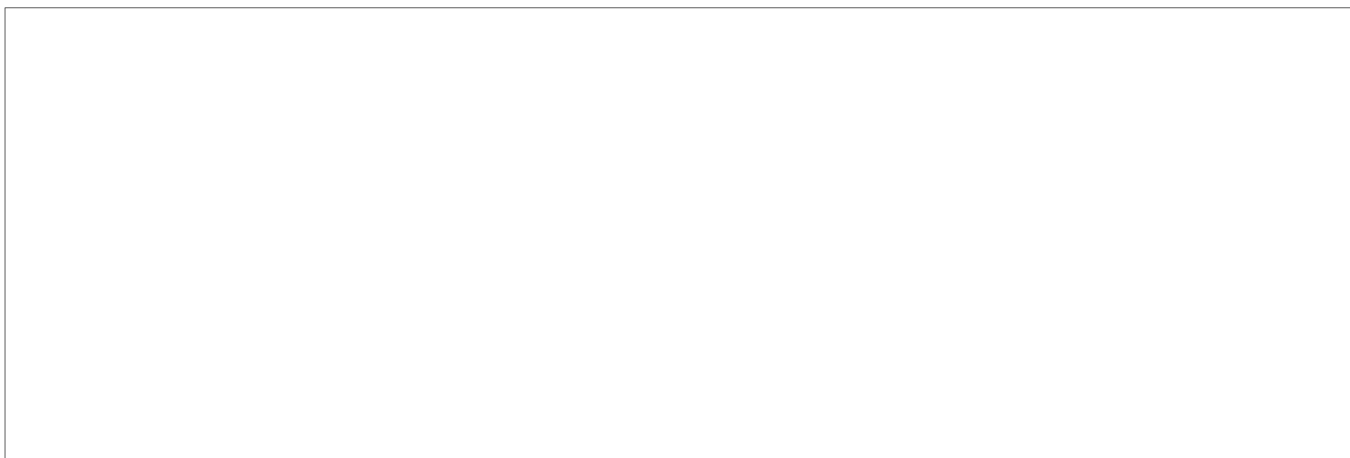
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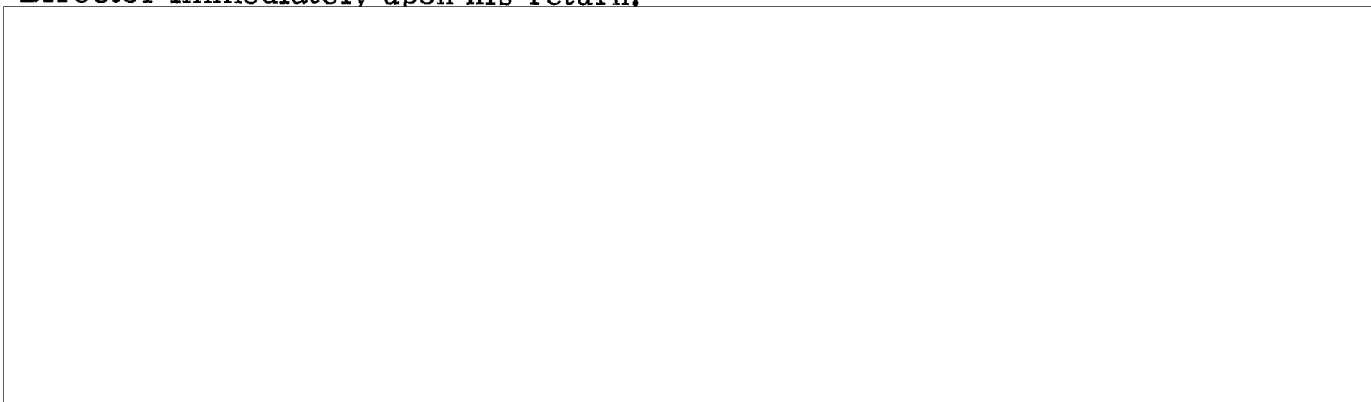
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4. [redacted] Delivered to William J. Van Ness, Chief Counsel, Committee on Interior and Insular Affairs, some material from [redacted] responsive to a request from Senator Henry M. Jackson.

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5. [redacted] Met with Frank Slatinshek, Chief Counsel, House Armed Services Committee, who said the full Committee would like to hear the Director at 10:00 a.m. on Wednesday, 26 July regarding the Soviet strategic situation and SALT verification. Slatinshek indicated the Committee would like to cover the same ground which the Director had covered with Senate Armed Services, and would like to be sure that they heard the Director prior to his appearance before the House Foreign Affairs Committee on the same subject on 27 July. I told Slatinshek the Director was out of town and would probably not be back until near the end of the week but I would check with the Director immediately upon his return.



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JOURNAL
OFFICE OF LEGISLATIVE COUNSEL

Friday - 7 July 1972

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1. [] Jim Woolsey, Senate Armed Services Committee staff, called to say he and Larry Garcia, of the staff, will be leaving Monday for a two-week trip to Saigon [] Woolsey asked for some FBIS material which would assist them in identifying bombing raids into North Vietnam but said there would be no reason to be in touch with our people in connection with the substance of the trip. I told him we would alert our Saigon station to their presence there and to feel free to call on us if we could be of assistance in any other way. A bundle of FBIS books and sections of their "Trends" on this subject were hand-carried to Woolsey later in the day. An appropriate cable is being sent to Saigon.

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2. [] Called Robert Hull, Department of State, to get a status report on the Department's dealings with OMB on the funding of the Foreign Service retirement system. OMB has backed off somewhat and Hull foresees a favorable resolution in the near future. See Memorandum for the Record.

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3. [] Called Robert Vagley, Director, General Subcommittee on Labor, Committee on Education and Labor, concerning the insertion by the Senate Labor and Public Welfare Committee of a provision dealing with age discrimination in Federal employment in the Fair Labor Standards Act amendments (S. 1861). Vagley was unaware of this provision and after checking into it he agreed we probably could, at a minimum, work out legislative history in the conference report, along the lines we had worked out on the Equal Employment Opportunities Act, to show that there is no intention to subordinate any discretionary authority or final judgment reposed in Agency heads for national security reasons in the interest of the United States. He also said the Senate Committee staff was adamant that the provision not be struck in conference. Vagley agreed it would be difficult to deal with the issue on the Senate floor and that the Civil Service Commission was the logical rallying point against its objectionable features. (We had previously learned the CSC had drafted the language of the provision for the Senate Committee and probably informally supported the provision.)

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